

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

&

THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

FRIDAY, THE 17TH AUGUST 2007 / 26TH SRAVANA 1929

RRev..No. 258 of 2007()

RCA.194/2003 of I ADDL.DISTRICT COURT, ERNAKULAM

RCP.19/2002 of ADDL.MUNSIFF'S COURT,KOCHI
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REVN. PETITIONER/APPELLANT/RESPONDENT

LAKSHMANA RAO, S/O. SAHADEVA RAO,
CC 10/537, AMMANKOVIL ROAD, AMARAVATHY,
KOCHI-2.

BY ADV. SRI.K.A.SALIL NARAYANAN

RESPONDENTS: RESPONDENT/PETITIONER

T.AMRUTHAKALA, W/O. THARANATH SETH,
CC 37/1715, PRANAVAM, PLOT NO.66,
KUMARANASAN ROAD, KADAVANTHRA, KOCHI-20, NOW
RESIDING AT 10/530, P.S.DAYANANDAN LANE,
AMMANKOVIL ROAD, AMARAVATHY, KOCHI-682 001.

BY ADV. SRI.V.V.ASOKAN
SMT.S.AMINA

THIS RENT CONTROL REVISION HAVING COME UP FOR ADMISSION
ON 17/08/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

K.BALAKRISHNAN NAIR &
HARUN-UL-RASHID,JJ.

R.C.R. No.258 of 2007

Dated 17th August, 2007.

ORDER

Balakrishnan Nair, J.

Though the revision petition was filed challenging the judgment of the Appellate Authority in R.C.A. No.194/2003, when the matter came up for admission, the learned counsel for the revision petitioner submitted that the petitioner required only some time to vacate the premises. To consider this prayer, notice was issued to the respondent. The learned counsel for the landlord appeared and opposed the prayer for extension of time, on the ground that the petitioner has already got about three years' time from the date of judgment of the Appellate Authority. The learned counsel for the revision petitioner submitted that the petitioner has already obtained a building to shift his business and he may be granted three months' time.

2. Having regard to the facts of the case, the revision petitioner is granted three months' time from today, on condition that he files an affidavit before the Execution Court, unconditionally undertaking to

vacate the premises within three months from today and also pay the rent including arrears of rent, if any, till the date of vacation of the premises. The affidavit in this regard shall be filed within three weeks from today.

The Rent Control Revision is disposed of as above.

K. BALAKRISHNAN NAIR, JUDGE .

HARUN-UL-RASHID, JUDGE .

nm.